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Site:	Syntex Ventura
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Kent Stormer, Esq.
Syntex Law Office
Syntex Corporation
3401 Hillview Avenue
Palo Alto, California 94304

Dear Mr. Stormer:

This is to confirm our January 23, 1980, telephone conversation regarding the disposal of North Eastern Pharmaceutical and Chemical Company (NEPACCO) wastes. As I informed you in our conversation, this matter has been referred to the Enforcement Division, Region VII, EPA, for review of possible enforcement actions. The information requested ^{to be done} in the November 9, 1979, letter ~~from~~ Mr. Wagoner, Director, Air and Hazardous Materials Division, regarding NEPACCO's operations is essential to that review. You agreed to expedite the release of that information to EPA as soon as possible.

It is our hope that as soon as EPA has opportunity to review the information provided by Syntex that we can meet with Syntex representatives and discuss EPA's enforcement plans. By then, EPA

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should have determined whether there has been an improper disposal of NEPACCO waste, which necessitates the initiation of enforcement action to remedy the problem. Should an enforcement action be required, one of EPA's enforcement options is to negotiate a settlement which would provide for the identification and disposal of NEPACCO waste, and to incorporate the settlement in a consent decree, which would be filed in Federal District Court, along with a Complaint. As I assured you in our telephone conversation, a Complaint which names Syntex as a party will not be filed without first providing Syntex an opportunity to discuss with EPA the possibility of a consent decree to govern the proper disposal of NEPACCO waste.

I will be getting in touch with you in the near future to arrange a date for a meeting between Syntex, EPA and the Department of Justice to discuss the negotiation of a consent decree.

We appreciate your desire that the channels of communication be kept open in this case and your efforts to cooperate with EPA in arriving at a solution to the NEPACCO waste problem.

If you have any questions, please contact me at (816) 324-2186.

Sincerely yours,

DBW:1